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DATE: November 2, 2006

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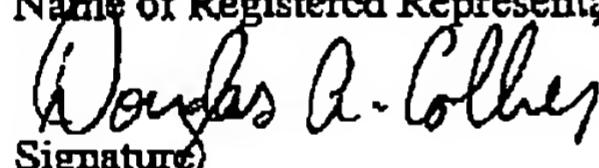
TO: Examiner Pedro Philogene
COMPANY: Group Art Unit 3733FAX NUMBER: 571-273-8300
PHONE NUMBER:

FROM: Douglas A. Collier

DIRECT DIAL: (317) 238-6333
FAX NUMBER: (317) 636-1507

RE: Response to Office Action for U.S. Patent Application No. 10/645,457 to Aurchan Bruneau, et al.

COMMENTS: I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office at 571-273-8300 on:

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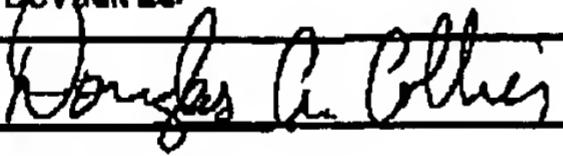
12

Application Number	10/645,457
Filing Date	August 21, 2003
First Named Inventor	Aurelian Bruneau, et al
Art Unit	3733
Examiner Name	Pedro Philogene
Attorney Docket Number	MSDI-268/PC771.00

ENCLOSURES (Check all that apply)

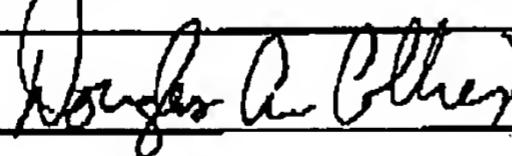
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<input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> Remarks
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Krieg Devault LLP		
Signature			
Printed name	Douglas A. Collier		
Date	November 2, 2006	Reg. No.	43,558

CERTIFICATE OF TRANSMISSION/MAILING

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Signature			
Typed or printed name	Douglas A. Collier	Date	November 2, 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:)	Before the Examiner:
Aurelian Bruneau et al.)	Pedro Philogene
Application Serial No. 10/645,457)	Group Art Unit:
Filed: August 21, 2003)	3733
SYSTEMS AND METHODS FOR)	Attorney Ref. No.:
POSITIONING IMPLANTS RELATIVE)	MSDI-266/PC771.00
TO BONE ANCHORS IN SURGICAL)	November 2, 2006
APPROACHES TO THE SPINE)	

RESPONSE TO NON-FINAL OFFICE ACTION

Commissioner for Patents
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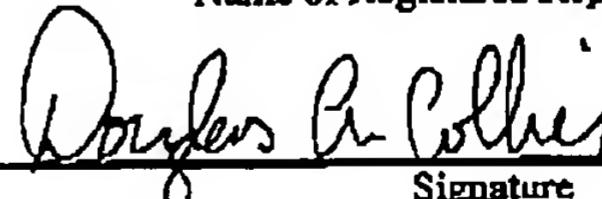
Sir:

In response to the non-final Office Action dated August 2, 2006, please enter and consider the following remarks. Additionally, please provide any extensions of time necessary and charge any additional fees which may be necessary to Deposit Account No. 12-2424, but not to include any payment of issue fees.

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Response to non-final Office Action
Application Serial No. 10/645,457
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INTRODUCTORY COMMENTS

In the non-final office action mailed August 2, 2006, claims 1-67 were pending. Claims 21-67 were withdrawn as being directed to a non-elected invention, and claims 1-20 were rejected. In this response, claims 21-67 have been cancelled without prejudice to pursue in a divisional application, claims 1 and 10 have been amended, and new claims 68-79 have been added. Reconsideration of the present application as amended and including claims 1-20 and 68-79 in view of the remarks that follow is respectfully requested.

Response to non-final Office Action
Application Serial No. 10/645,457
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